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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 **WILL JILES,**

9 **Plaintiff,**

10 **v.**

11 **CITY OF LAS VEGAS**
12 **MARSHALS,**

13 **Defendants.**
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2:06-CV-804 JCM (GWF)

Date: N/A

Time: N/A

16 **ORDER**

17 Presently before the court is the August 1, 2006, report and recommendation (#2) of
18 Magistrate Judge Foley recommending that the complaint and application to proceed *in forma*
19 *pauperis* be dismissed with prejudice. Magistrate Judge Foley found that this complaint was a new
20 filing alleging the same common nucleus of facts and parties as presented in plaintiff's previously
21 dismissed action, *Jiles v. Metropolitan Police Department*, Case No. 2:05-CV-0031. No objections
22 have been filed.

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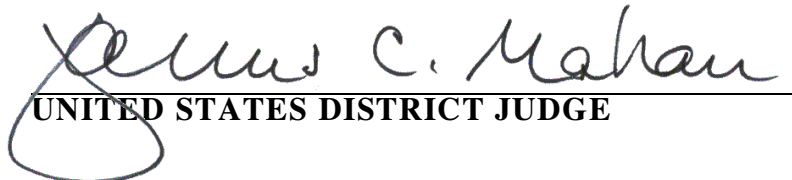
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1 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Magistrate Judge Foley's
2 report and recommendation (#2) is AFFIRMED in its entirety. The clerk shall enter judgment
3 accordingly.

4 DATED this 25th day of August, 2006.

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8 UNITED STATES DISTRICT JUDGE
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